

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Commercial Taxes Department - Representation of Sri T.Srinivasa Rao, Junior Assistant, O/o Commercial Tax Officer , Suryaraopet Circle – Absorption in the equal time scale of foreman i.e. Assistant Commercial Tax Officer – Considered – Orders – Issued.

REVENUE (CT.I) DEPARTMENT

GO Ms. No: 159

Dt.16/ 2/2009
Read the following

1. GO MS.No. 36, GA(Ser A)Department dt. 25.1.1990
2. GO MS.No. 708, Revenue(CT IV)Department dt. 15.9.98
3. Go MS.No. 267, GA(Ser A)Department dt. 17.7.1998
4. GO MS.No. 267, GA(Ser A)Department dt. 17.7.1998
5. GO Ms.No. 72, Rev(CT III)Dedpt dt. 20.1.2001
6. GO Ms.No. 692, Revenue(CT I)Department dt. 29.10.2001
7. Government memo No. 7998/CT III(2)/2003-1 dt. 13.10.2003
8. OA No 2623/04 dt. 22.3.2007 at Hon'ble Hon'ble Andhra Pradesh Administrative Tribunal filed by Sri T.Ramesh Babu, Junior Assistant in the erstwhile Commercial Taxes Printing press.
9. GO MS.No. 736 , Revenue(CT III) Department dt. 12.6.2008
10. Representation of Sri T.Srinivasa Rao, Junior Assistant, Commercial Tax Officer's Office, Suryaraopet , Vijayawada
11. Orders in WPMP No 13685 of 2008 in WP No. 10461 of 2008 dt. 27.6.2008 filed by Sri T. Srinivasa Rao, Junior Assistant in High Court
12. From the Deputy Commissioner , Vijayawada vide their Ir. No. Rc/A2/131/2008 dt. 4.8.2008 addressed to the Commissioner of Commercial Taxes
13. From the Commissioner of Commercial Taxes Ref DX/719/2008 dt. 20.9.2008
14. CMO No 15990/CMP/2008 dt, 19.11.2008 together with enclosures

ORDER

The Commissioner of Commercial Taxes has stated that , Sri T.Srinivasa Rao had earlier joined as Camera Man in the Commercial Taxes Department Printing Press at Vikarabad, Ranga Reddy District and thereafter Promoted as Deputy Foreman and Foreman respectively in the same printing press. On winding up of the Commercial Taxes Department Printing Press on 19.3.1998, all the staff members of the press were absorbed in the Commercial Taxes Department , either in the Ministerial Service or in the Andhra Pradesh Last Grade Service depending upon their qualification. i.e. Junior Assistant, Typist, Driver, Attenders, Sweeper and scavenger . Sri T.Srinivas Rao absorbed as Junior Assistant in the O/o Commercial Tax Officer , Suryaraopet, Vijayawada.

2. Sri T. Srinivas Rao , Junior Assistant represented that Sri T. Ramesh Babu, who worked as Deputy Foreman under him at Commercial Taxes Department Printing Press, was considered for appointment as Senior Assistant in the Department in Kurnool Division by the Government in GO MS.No. 736, Rev(CT III)Dept dt. 12.6.2008, though, he was initially absorbed as Junior Assistant in Kurnool Division after closure of the Printing Press.

3. Now Sri T.Srinivasa Rao, junior Assistant who held the post of Foreman in the defunct Commercial Taxes Printing Press has requested to apply same analogy as was done in the case of Sri T.Ramesh Babu and absorb him as Assistant Commercial Tax Officer which is equivalent to the post of Foreman which he held.

4. He has also approached the Hon'ble High Court in WPMP No 13685/2008 in WP No. 10461/2008. Hon'ble High Court passed interim orders dt. 27.6.2008 in his favour to consider the case for the post of Assistant Commercial Tax Officer as per law , if he is other wise qualified and eligible.

5. Government have examined the matter in consultation with the Law Department in the light of the interim orders of the High Court in WP No. 13685/2008 dt. 27.6.2008 and totality
p.t.o

:2:

of the circumstances of the case. It has decided to absorb Sri T.Srinivasa as Assistant Commercial Tax Officer as was done in a similar case of Sri T.Ramesh Babu subject to the outcome of the W.P pending in the High Court and the availability of the vacancies of the Assistant Commercial Tax Officer meant for Direct Recruitment with the following conditions:..

- 1) He shall not claim the emoluments relating to Assistant Commercial Tax Officer post from any date earlier to that on which he actually joins as Assistant Commercial Tax Officer .
- 2) He shall not claim any seniority in that post on the basis that he should have been appointed as Assistant Commercial Tax Officer from any earlier date

The Commissioner of Commercial Taxes shall take necessary further action in the matter.

(BY ORDER IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SUDHIR,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Commercial Taxes , Andhra Pradesh,Hyderabad
Copy to the individual, through the Commissioner of Commercial Taxes , Andhra Pradesh,Hyderabad
The Registrar, High Court /The Law Department
The Private Secretary to M(CT)/The Private Secretary to M(Finance)
The Private Secretary to Principal Secretary to CM
SF/SC

//FORWARDED::ORDER//

SECTION OFFICER